



EDMUND G. BROWN JR.
GOVERNOR



MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

Division of Drinking Water

March 26, 2018

Shant Bhavan Funeral Home
Water System No. 1000592

Dr. Boota S. Chahil
5931 W. Elowin Drive
Visalia, CA 93291

CITATION NO. 03-23-18C-039 TOTAL COLIFORM MONITORING AND REPORTING VIOLATION FOR THE THIRD AND FOURTH QUARTERS OF 2017

Enclosed is Citation No. 03-23-18C-039 (hereinafter "Citation"), issued to the Shant Bhavan Funeral Home (hereinafter "System") public water system. Please note that there are legally enforceable deadlines associated with this Citation.

The System will be billed at the State Water Resources Control Board's (hereinafter "State Water Board"), hourly rate for the time spent on issuing this Citation. California Health and Safety Code, (hereinafter "CHSC"), Section 116577, provides that a public water system must reimburse the State Water Board for actual costs incurred by the State Water Board for specified enforcement actions, including but not limited to, preparing, issuing and monitoring compliance with a citation. At this time, the State Water Board has spent approximately one hour on enforcement activities associated with this violation.

The System will receive a bill sent from the State Water Board in August of the next fiscal year. This bill will contain fees for any enforcement time spent on the System for the current fiscal year.

Any person who is aggrieved by a citation, order or decision issued by the Deputy Director of the Division of Drinking Water under Article 8 (commencing with CHSC, Section 116625) or Article 9 (commencing with CHSC, Section 116650), of the Safe Drinking Water Act (CHSC, Division 104, Part 12, Chapter 4), may file a petition with the State Water Board for reconsideration of the citation, order or decision. Appendix 1 to the enclosed Citation contains the relevant statutory provisions for filing a petition for reconsideration (CHSC, Section 116701).

Petitions must be received by the State Water Board within 30 days of the issuance of the citation, order or decision by the Deputy Director. The date of issuance is the date when the Division of Drinking Water mails a copy of the citation, order or decision. If the 30th day falls on a Saturday, Sunday, or state holiday, the petition is due the following business day by 5:00 p.m.

Information regarding filing petitions may be found at:

http://www.waterboards.ca.gov/drinking_water/programs/petitions/index.shtml

If you have any questions regarding this matter, please contact Sudarshan Poudyal of my staff at 559-447-3300.

Sincerely,

A handwritten signature in blue ink, appearing to read 'J. Robledo', with a stylized flourish at the end.

José A. Robledo, P.E.
Senior Water Resource Control Engineer Fresno District
SOUTHERN CALIFORNIA BRANCH
DRINKING WATER FIELD OPERATIONS

Enclosures

Certified Mail No. 7016 3010 0000 0446 2055

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF DRINKING WATER

Name of Public Water System: Shant Bhavan Funeral Home

Water System No: 1000592

Attention: Dr. Boota S. Chahil
5931 W. Elowin Drive
Visalia, CA 93291

Issued: March 26, 2018

**CITATION FOR NONCOMPLIANCE WITH
CALIFORNIA HEALTH AND SAFETY CODE, SECTION 116555(a)(1) AND
CALIFORNIA CODE OF REGULATIONS, TITLE 22
SECTIONS 64423 AND 64423.1(c)**

**TOTAL COLIFORM MONITORING AND REPORTING VIOLATION
THIRD AND FOURTH QUARTERS 2017**

The California Health and Safety Code (hereinafter "CHSC"), Section 116650 authorizes the State Water Resources Control Board (hereinafter "State Water Board"), to issue a citation to a public water system when the State Water Board determines that the public water system has violated or is violating the California Safe Drinking Water Act (hereinafter "California SDWA"), (CHSC, Division 104, Part 12, Chapter 4, commencing with Section 116270), or any regulation, standard, permit, or order issued or adopted thereunder.

The State Water Board, acting by and through its Division of Drinking Water (hereinafter "Division"), and the Deputy Director for the Division, hereby issues Citation No. 03-23-18C-039 (hereinafter "Citation"), pursuant to Section 116650 of the CHSC to Shant Bhavan Funeral Home (hereinafter "System"), for violation of CHSC, Section 116555(a)(1) and California Code of Regulations (hereinafter "CCR"), Title 22, Sections 64423 and 64423.1(c).

A copy of the applicable statutes and regulations are included in Appendix 1, which is attached hereto and incorporated by reference.

STATEMENT OF FACTS

The System is classified as a transient non-community public water system serving at least 25 persons for at least 60 days of the year. The System operates under Domestic Water Supply Permit No. 03-23-13P-020 on July 30, 2013.

CHSC, Section 116555(a)(1) requires all public water systems to comply with primary drinking water standards as defined in CHSC, Section 116275(c). Primary drinking water standards include maximum levels of contaminants and the monitoring and reporting requirements as specified in regulations adopted by the State Water Board that pertain to maximum contaminant levels.

CCR, Title 22, Section 64421(a)(2), states that each water supplier shall collect routine, repeat and replacement samples as required in Sections 64423, 64424 and 64425. Section 64423 states that a water supplier shall collect routine bacteriological water samples based on the known population

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1 served or the total number of service connections, whichever results in the
2 greater number of samples, as shown in Table 64423-A attached hereto in
3 Appendix 1.

4
5 CCR, Title 22, Section 64423.1(c), states that analytical results of all required
6 samples collected for a system in a calendar month shall be reported to the
7 State Water Board not later than the tenth day of the following month.

8
9 As of the date of this Citation, the State Water Board has received no results
10 for routine bacteriological samples taken during the third or fourth quarters of
11 2017.

12 13 **DETERMINATION**

14 In accordance with CCR, Title 22, Sections 64423 and 64423.1(c), the System
15 was required to collect and report one bacteriological sample each quarter.
16 Therefore, the State Water Board has determined that the System has failed
17 to comply with drinking water standards pursuant to CHSC, Section
18 116555(a)(1) and CCR, Title 22, Sections 64423 and 64423.1(c) during the
19 third and fourth quarters of 2017.

20 21 **DIRECTIVES**

22 The System is hereby directed to take the following actions:

- 23
24 1. The System shall collect and report the bacteriological samples in
25 accordance with CCR, Title 22, Sections 64423 and 64423.1(c) in all
26 future compliance periods.
27

1 2. On or before **April 30, 2018**, notify all persons served by the System
2 of the violation of CCR, Title 22, Sections 64423 and 64423.1(c), in
3 conformance with Sections 64463.4(b) and (c) and 64465. Copies of
4 Sections 64463.4 and 64465 are included in Appendix 1. Appendix 2
5 Notification Template shall be used to fulfill this directive, unless
6 otherwise approved by the State Water Board.

- 7
- 8 • Notification shall be made by one of the following methods to reach
9 consumers;

10 ➤ By publication in a local newspaper, by delivery to community
11 organizations or by posting in conspicuous public places served
12 by the water system or on the internet. The public notice shall
13 remain posted for a minimum of seven (7) consecutive days.

14

15 3. Complete Appendix 3: Compliance Certification Form. Submit it
16 together with a copy of the public notification required by Directive 2 to
17 the State Water Board on or before **May 1, 2018**.

18

19 4. All submittals required by this Citation shall be electronically submitted
20 to the State Water Board at the following address:

21 dwpdist23@waterboards.ca.gov

22 The subject line for all electronic submittals corresponding to this
23 Citation shall include the following information: Water System name
24 and number, citation number and title of the document being submitted.

25

26 The State Water Board reserves the right to make such modifications to this
27 Citation as it may deem necessary to protect public health and safety. Such

1 modifications may be issued as amendments to this Citation and shall be
2 effective upon issuance.

3
4 Nothing in this Citation relieves the System of its obligation to meet the
5 requirements of the California SDWA (CHSC, Division 104, Part 12, Chapter
6 4, commencing with Section 116270), or any regulation, standard, permit or
7 order issued or adopted thereunder.

8 9 **PARTIES BOUND**

10 This Citation shall apply to and be binding upon the System, its owners,
11 shareholders, officers, directors, agents, employees, contractors, successors,
12 and assignees.

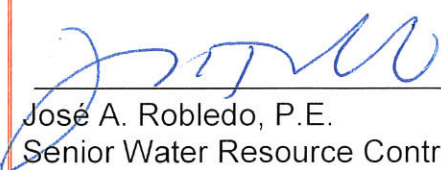
13 **SEVERABILITY**

14 The directives of this Citation are severable, and the System shall comply with
15 each and every provision thereof notwithstanding the effectiveness of any
16 provision.

17 **FURTHER ENFORCEMENT ACTION**

18 The California SDWA authorizes the State Water Board to: issue a citation or
19 order with assessment of administrative penalties to a public water system for
20 violation or continued violation of the requirements of the California SDWA or
21 any regulation, permit, standard, citation, or order issued or adopted
22 thereunder including, but not limited to, failure to correct a violation identified
23 in a citation or compliance order. The California SDWA also authorizes the
24 State Water Board to take action to suspend or revoke a permit that has been
25 issued to a public water system if the public water system has violated
26 applicable law or regulations or has failed to comply with an order of the State
27 Water Board, and to petition the superior court to take various enforcement
28 measures against a public water system that has failed to comply with an

1 order of the State Water Board. The State Water Board does not waive any
2 further enforcement action by issuance of this Citation.

3
4
5 
6 José A. Robledo, P.E.
7 Senior Water Resource Control Engineer
8 Fresno District
9 SOUTHERN CALIFORNIA BRANCH
10 DRINKING WATER FIELD OPERATIONS

3/26/18
Date

11
12 Appendices [3]

- 13
14 1. Applicable Statutes and Regulations
15 2. Notification Template
16 3. Compliance Certification Form
17



18 Certified Mail No. 7016 3010 0000 0446 2055

Bacteriological Distribution Monitoring Report

1000592 Shant Bhavan Funeral Home

Distribution System Freq: 1/Q

Sample Date	Time	Location	T Coli	E Coli	F Coli	Type	CI2	Violation	Comment
3/31/2016	14:40	LRR sink	<1.0	<1.0		Routine			
3/31/2016	14:45	FT #1	<1.0	<1.0		Routine			
6/30/2016	12:25	MRR sink	<1	<1		Routine			
6/30/2016	12:40	FT #2	<1	<1		Routine			
9/29/2016	15:00	LRR sink	<1	<1		Routine			
12/12/2016	14:20	FT #2	<1	<1		Routine			
3/31/2017	11:35	LRR Sink	<1	<1		Routine			
3/31/2017	11:45	2 FT #1	<1	<1		Routine			
6/26/2017	11:05	Ft #1	<1	<1		Routine			
6/26/2017	11:10	MRR Sink	<1	<1		Routine			
9/30/2017		No Sample						MR2	
12/31/2017		No Sample						MR2	

Violation Key

MCL	Exceeds the maximum contaminant level	MR5	Incorrect number of repeat samples as follow-up to a positive sample
MR1	No monthly sample for the report month	MR6	No source sample
MR2	No quarterly sample for the report month	MR7	No summary report submitted
MR3	Incorrect number of routine samples for the report month	MR8	Other comments and/or info
MR4	Did not collect 5 routine samples for previous month's positive sample	MR9	CI2 not reported

APPENDIX 3. COMPLIANCE CERTIFICATION

Citation Number: 03-23-18C-039

Name of Water System: Shant Bhavan Funeral Home

System Number: 1000592

Certification

I certify that the users of the water supplied by this water system were notified of the bacteriological monitoring and reporting violation of California Code of Regulations, Title 22, Sections 64423 and 64423.1(c) for the compliance periods of the 3rd and 4th quarters of 2017 and the required actions listed below were completed.

Required Action	Date Completed
(Citation Directive 2) Public Notification Method(s) Used: _____	

Signature of Water System Representative

Date

Attach a copy of the public notice distributed to the water system's customers.

**THIS FORM MUST BE COMPLETED AND RETURNED TO THE STATE WATER BOARD,
DIVISION OF DRINKING WATER, NO LATER THAN May 1, 2018**

Disclosure: Be advised that the California Health and Safety Code, Sections 116725 and 116730 state that any person who knowingly makes any false statement on any report or document submitted for the purpose of compliance with the Safe Drinking Water Act may be liable for, respectively, a civil penalty not to exceed five thousand dollars (\$5,000) for each separate violation or, for continuing violations, for each day that violation continues, or be punished by a fine of not more than \$25,000 for each day of violation, or by imprisonment in the county jail not to exceed one year, or by both the fine and imprisonment.